



HIGH COURT OF CHHATTISGARH AT BILASPUR

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Review Petition No. 16 of 2007

- Petitioners : 1. Chhanu Ram Gond, S/o Shri Munnilal Gond, Aged about 68 years, R/o Mahamaya Road, Ambikapur, Distt. Surguja (C.G.)
2. Dinesh Kumar, S/o Shri Channu Ram Gond, Aged about 45 years, R/o Namnakala, Ambikapur, Distt. Surguja (C.G.)
3. Abhisek S/o Shri Dinesh, Aged about 22 years, R/o Namnakala, Ambikapur, Distt. Surguja (C.G.)
- Versus
- Respondents : 1. State of Chhattisgarh, through the Secretary, Department of Revenue, Dau Kalyan Singh Bhawan, Raipur (C.G.)
2. The Collector, District Surguja (C.G.)
3. The Sub-Divisional Officer (Rev.) Ambikapur, Distt. Surguja (C.G.)
4. The Station House Officer, Police Station, Lakhanpur, Distt. Surguja (C.G.)

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri.**

Mr. P. Divakar, Senior Advocate with Mr. Adil Minhaj, Advocate for the petitioner.

Mr. Sushil Dubey, Govt. Advocate for the respondents/State.

ORDER

(Passed on this 20th day of April, 2007)

1. This petition seeks review of the order dated 14.3.2007, passed by this Court in W.P. (C) No. 1330 of 2007 (Chhannu Ram Gond and others vs. State of Chhattisgarh and others), whereby the petitioners were permit to withdraw the petition with liberty, as sought for.
2. Learned counsel appearing for the petitioners do not question the instruction of the petitioners to withdraw the petition. However, learned counsel appearing for the petitioners would submit that after examining all the facts in detail it was later on decided by the petitioners to seek review of this order by recalling the same on



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the ground that the prayers with regard to quashing of the enquiry and a direction to the Collector cannot be granted in any other forum.

3. Be that as it may, there is no error apparent on the face of the record, as to review/modify the order, which was not passed on merit, but on request made by learned counsel appearing for the petitioners to withdraw the same. In normal course, the petitioners cannot be permitted to blow hot and cold together. The petitioners ought to have considered all the facts before seeking permission of this Court to withdraw W.P. (C) No. 1330 of 2007 (Chhannu Ram Gond and others vs. State of Chhattisgarh and others). However in the facts of the case, the petitioners are granted liberty to file a fresh petition, if so advised, seeking for reliefs, if any.
4. This review petition is accordingly disposed of.

Sd/-
Satish K. Agnihotri
Judge

Bablu